IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

THURSDAY, THE 20TH SEPTEMBER 2007 / 29TH BHADRA 1929

Crl.Rev.Pet.No. 447 of 2000

CRL.A.55/1996 OF SESSIONS COURT, KOZHIKODE.
C.C.NO. 42/1995 OF JUDL. MAGISTRATE OF FIRST CLASS-V, KOZHIKODE.

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REVISION PETITIONER/APPELLANT/ACCUSED:

M.K. KUNHAHAMMED,
KARIMBIL HOUSE,
P.O. MANNUR,
KADALUNDI VILLAGE,
KOZHIKODE.

BY ADV. SRI.P.V.KUNHIKRISHNAN.

RESPONDENTS:

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1. **KOTTAYIL BHASKARAN,**
   S/O. LATE AYYAPPAN,
   BEACH ROAD, KADALUNDI.P.O.,
   KADALUNDI VILLAGE,
   KOZHIKODE.

2. **STATE OF KERALA,**
   REP. BY PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SRI. C.K. SURESH.

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 20/09/2007,THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

prv.

ORDER ON CRL.M.P. NO. 2551/2000 IN CRL.R.P. NO. 447/2000

DISMISSED

20/09/2007. **SD/- K.R.UDAYABHANU, JUDGE.**

//TRUE COPY//

prv.

K.R.UDAYABHANU, J

Crl.R.P.No.447 of 2000

Dated this the 20th day of September, 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for a period of one month.

2. Counsel for the revision petitioner has only sought for modification of the sentence and time to pay the amount of compensation. In the circumstances, the sentence is modified to imprisonment till the rising of the court and to pay a compensation of Rs.35,000/- which represents the cheque amount and in default, to undergo simple imprisonment for three months. The revision petitioner is granted three months' time to remit the amount of compensation. He shall appear before the Judicial First Class Magistrate Court-V, Kozhikode on 19.12.2007 to receive the sentence.

The criminal revision petition is disposed of accordingly.

K.R.UDAYABHANU,
JUDGE

csl